

**STATE OF INDIANA
DEPARTMENT OF STATE REVENUE**

IN REGARDS TO THE MATTER OF:

**AMVETS POST #55, INC.
30 BIRCH DRIVE
YODER, IN 46798
DOCKET NO. 29-2003-0419**

PROPOSED ORDER

- 1) The Criminal Investigation Division of the Indiana Department of Revenue conducted an investigation of the Petitioner on August 28, 2003.
- 2) As a result of the investigation, on September 29, 2003, the Petitioner's application to engage in charity gaming was denied.
- 3) Petitioner appealed the Department's proposed actions on October 7, 2003.
- 4) The Department acknowledged the Petitioner's appeal in a letter dated October 10, 2003.
- 5) Petitioner's counsel filed a memorandum in support of Petitioner's appeal on November 14, 2003.
- 6) The Petitioner, by counsel, withdrew its appeal on December 23, 2003.

The Administrative Law Judge orders the following:

Petitioner's appeal is hereby dismissed.

Administrative review of this proposed decision may be obtained by filing, with the Commissioner of the Indiana Department of State Revenue, a written document identifying the basis for each objection within fifteen (15) days after service of this proposed decision. IC 4-21.5-3-29(d).

Judicial review of a final order may be sought under IC 4-21.5-5.

THIS PROPOSED ORDER SHALL BECOME THE FINAL ORDER OF THE INDIANA DEPARTMENT OF STATE REVENUE UNLESS OBJECTIONS ARE FILED WITHIN FIFTEEN (15) DAYS FROM THE DATE THE ORDER IS SERVED ON THE PETITIONER.

Dated: December 31, 2004

Bruce R. Kolb / Administrative Law Judge